

Appl. No. 09/696,402
Amdt. Dated 11/21/2005
Reply to Final Office Action of 09/22/2005

REMARKS

This Amendment is in response to the Final Office Action mailed September 22, 2005. In the Office Action, claims 29-32, 34-41, 44-56, 58-60, 62-64 and 66-78 have been allowed. Claims 20-23 have been rejected under 35 U.S.C. §102. Herein, claims 20-23 have been cancelled without prejudice so that all of the pending claims of the subject application are in condition for allowance.

Rejection Under 35 U.S.C. §102

Claims 20-23 were rejected under 35 U.S.C. §102(b) as being anticipated by Hetherington (U.S. Patent 6,388,686). Applicants respectfully request the Examiner to withdraw the §102(b) rejection based on the cancellation of claims 20-23 without prejudice.

Information Disclosure Statement

Applicants respectfully request the Examiner to acknowledge consideration of the Information Disclosure Statement filed on September 30, 2003 concurrently with an Amendment and Response. Applicants expect that the Examiner has already considered all of the cited references, and the undersigned attorney merely requires the initialed PTO-144A forms to complete our copy of the file history.

To ensure consideration, a copy of the September 30th IDS is enclosed as Exhibit A. No additional fees are required since the USPTO has already deposited the fee that accompanied the September 30th IDS. A copy of the canceled check (check no. 60483) in the amount of \$180 as required by C.F.R. § 1.97(d) is provided as Exhibit B.

Therefore, please acknowledge consideration of the references set forth in the September 30, 2003 by return of initialed PTO-1449A forms.

Appl. No. 09/696,402
Amdt. Dated 11/21/2005
Reply to Final Office Action of 09/22/2005

Conclusion

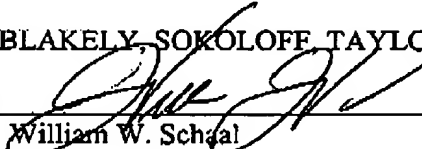
Applicants respectfully request that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: November 21, 2005

By


William W. Schaal

Rcg. No. 39,018

Tel.: (714) 557-3800 (Pacific Coast)

12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

I hereby certify that this correspondence is, on the date shown below, being:

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☐ deposited with the United States Postal Service
as first class mail in an envelope addressed to:
Commissioner for Patents, PO Box 1450,
Alexandria, VA 22313-1450.

FACSIMILE

☒ transmitted by facsimile to the Patent and
Trademark Office.

Date: 11/21/2005


Susan McFarlane

11/21/2005

Date

EXHIBIT A

RECEIVED
OCT 08 2003

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
LOS ANGELES

Application No.: 09/696,402 Filing Date: 10/24/2000 Docket #: 080398.P364
Date Mailed: 09/30/2003 Due Date(s): 09/30/2003 10/30/2003
Client: SONY ELECTRONICS INC. Atty/Sec: SSH/KGS/alg
Title: IMAGE DATABASE JOG/SHUTTLE SEARCH

First Named Inventor: Kurt Jonach

The following has been received in the U.S.P.T.O. on the date stamped hereon:

Amendment: After Final (6 pgs)

61 Cited References

Certificate of Mailing

Fee Transmittal (original & copy)

Information Disclosure Statement & PTO/SB/08 (8 pgs)

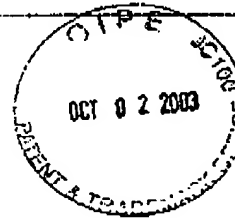
Transmittal Letter

Check No. 60483

in the amount of \$180.00

Postcard

Assignee: Sony Electronics Inc.



Attorney's Docket No. 080398.P364

PATENT **RECEIVED**
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 21 2005

In Re Patent Application of:

Kurt Jonach, et al.

Application No.: 09/696,402

Filed: October 24, 2000

For: IMAGE DATABASE
JOG/SHUTTLE SEARCH

Examiner: Nguyen, Cao H.

Art Unit: 2173

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on September 30, 2003

(Date of Deposit)

Alma Goldchain

(Typed or printed name of person mailing correspondence)


(Signature of person mailing correspondence)

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

_____ 37 C.F.R. §1.97(b).

_____ 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:

_____ A statement pursuant to 37 C.F.R. §1.97(e) or

_____ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

X 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:

- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
- (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 9/30, 200^{K.S.}3

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Attorney's Docket No. 080398.P364

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Kurt Jonach, et al.

Examiner: Nguyen, Cao H.

Art Unit: 2173

Application No.: 09/696,402

Filed: October 24, 2000

For: IMAGE DATABASE
JOG/SHUTTLE SEARCHMail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450STATEMENT UNDER 37 C.F.R. §1.97(e)

Sir:

I hereby certify (as indicated by an "X" to the left of the appropriate paragraph):

_____ That each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on September 30, 2003

(Date of Deposit)

Alma Goldchain

(Typed or printed name of person mailing correspondence)


(Signature of person mailing correspondence)

09/696402

- 1 -

080398.P364


X

That no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing the Information Disclosure Statement.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 9/30/03



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(408) 720-8300

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)				Attorney Docket No.: 080398.P364		Application Number: 09/696,402	
Page 1 of 6				First Named Inventor: Jonach et al.			
				Filing Date: October 24, 2000			
U.S. PATENT DOCUMENTS							
Exam. Initial [*]	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number Code ²	Kind (If known)				
		US 2002/0059364	A1	Coulthard et al.	5-16-2002		
		5,600,765		Ando et al.	2-4-1997		
		5,303,148		Mattson et al.	4-12-1994		
		US 2001/0037205	A1	Joao	11-1-2001		
		5,327,521		Savic et al.	7-5-1994		
		6,301,555	B2	Hinderks	10-9-2001		
		US 2002/0118182	A1	Luther Weindorf	8-29-2002		
		6,109,923		Rothenberg	8-29-2000		
		3,785,721		Harsch	1-15-1974		
		5,732,216		Logan et al.	3-24-1998		
		6,496,851	B1	Morris et al.	12-17-2002		
		6,067,095		Danieli	5-23-2000		
		6,358,054	B1	Rothenberg	3-19-2002		

FOREIGN PATENT DOCUMENTS								
Exam. Initial [*]	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³ Code ⁴	Number ⁴	Kind (If known)				

Examiner Signature		Date Considered	
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)				Attorney Docket No.: 080398.P364		Application Number: 09/696,402	
Page 2 of 6				First Named Inventor: Jonach et al.			
				Filing Date: October 24, 2000			
U.S. PATENT DOCUMENTS							
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code ² (If known)				
		US 2002/0052785	A1	Tenenbaum	05/02/2002		
		6,011,537		Slotznick	1/4/2000		
		6,216,112	B1	Fuller et al.	4/10/2001		
		5,682,525		Bouve et al.	10/28/1997		
		5,710,887		Chelliah et al.	1/20/1998		
		5,721,827		Logan et al.	2/24/1998		
		5,727,201		Burke	3/10/1998		
		5,737,538		Wilhite	4/7/1998		
		5,748,898		Ueda	5/5/1998		
		5,760,916		Dellert et al.	6/2/1998		
		5,768,528		Stumm	6/16/1998		
		5,771,354		Crawford	6/23/1998		
		5,781,665		Cullen et al.	7/14/1998		
		5,794,006		Sanderman	8/11/1998		

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Exam. Initial*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD- YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
		Office ³ Code ⁵	Number ⁴	Kind (If known)				

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Page 3 of 6				First Named Inventor: Jonach et al.			
				Filing Date: October 24, 2000			
U.S. PATENT DOCUMENTS							
Exam. Initial ¹	Cite No. ²	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number Code ³	Kind (If known)				
		5,802,292		Mogul	9/1/1998		
		5,845,062		Branton, Jr. et al.	12/1/1998		
		5,857,074		Johnson	1/5/1999		
		5,872,637		Nakanishi	2/16/1999		
		5,881,168		Takaoka et al.	3/9/1999		
		5,918,009		Gehani et al.	6/29/1999		
		5,923,846		Gage et al.	7/13/1999		
		5,944,769		Musk et al.	8/31/1999		
		5,968,120		Guedalia	10/19/1999		
		5,974,451		Simmons	10/26/1999		
		6,006,231		Popa	12/21/1999		
		6,014,701		Chaddha	1/11/2000		
		6,018,761		Uomini	1/25/2000		

FOREIGN PATENT DOCUMENTS								
Exam. Initial ¹	Cite No. ²	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD- YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³ Code ³	Number ⁴	Kind (If known)				

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Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)			Attorney Docket No.: 080398.P364		Application Number: 09/696,402	
Page 4 of 6			First Named Inventor: Jonach et al.			
			Filing Date: October 24, 2000			
U.S. PATENT DOCUMENTS						
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Code ²	Kind (If known)			
		6,023,701		Malik et al.	2/8/2000	
		6,026,371		Beck et al.	2/15/2000	
		6,058,428		Wang et al.	5/2/2000	
		5,634,012		Stefik et al.	5/27/1997	
		5,884,280		Yoshioka et al.	3/16/1999	
		5,948,061		Merriman et al.	9/7/1999	
		5,949,875		Walker et al.	9/7/1999	
		5,960,409		Wexler	9/28/1999	
		5,982,891		Ginter et al.	11/9/1999	
		5,991,740		Messer	11/23/1999	
		6,006,197		d'Eon et al.	12/21/1999	
		6,041,316		Allen	3/21/2000	
		6,076,077		Saito	6/13/2000	

FOREIGN PATENT DOCUMENTS								
Exam. Initial*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD- YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³ Code ⁴	Number ¹	Kind (If known)				

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Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)				Attorney Docket No.: 080398.P364		Application Number: 09/696,402	
Page 5 of 6				First Named Inventor: Jonach et al.			
				Filing Date: October 24, 2000			
U.S. PATENT DOCUMENTS							
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code ² (If known)				
		6,463,468	B1	Buch et al.	10/8/2002		
		US 2001/0034646	A1	Hoyt et al.	10/25/2001		
		5,768,142		Jacobs	6/16/1998		
		5,615,123		Davidson et al.	3/25/1997		
		6,021,433		Payne et al.	2/1/2000		
		5,983,200		Slotznick	11/9/1999		

FOREIGN PATENT DOCUMENTS								
Exam. Initial*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD- YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³ Code ⁴	Number ⁴	Kind (If known)				

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Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: 080398.P364	Application Number: 09/696,402
Page 6 of 6		First Named Inventor: Jonach et al.	
		Filing Date: October 24, 2000	
OTHER ART - NO PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation ²
		Game Commander™ ("Game Commander User's Guide" © 1998 Mindmaker)	
		Accessibility Options ("Assistive Computer Technology for Windows 98™ Training Manual", High Tech Center Training Unit of the California Community Colleges at the Foothill-De Anza Community College District, Cupertino, CA July 2000)	

Examiner Signature		Date Considered	
-------------------------------	--	----------------------------	--

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EXHIBIT B

